

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

FILED

JUL - 9 2007

UNITED STATES BANKRUPTCY COURT
SAN FRANCISCO, CA

87-3715
MMC
Gloria L. Franklin
Clerk of Court

San Francisco Bankruptcy Court
235 Pine St.
P.O. Box 7341

(415) 268-2300

FILED

JUL 19 2007

Richard W. Wieking, Clerk
United States District Court
450 Golden Gate Avenue
San Francisco, CA 94102-3489

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Re: Richard L. Hatfield (Involuntary Case)
BK No. 07-30031 TEC7 (Chapter 7)
Bankruptcy Judge Thomas E. Carlson

C 07 3715

MMC

Dear Mr. Wieking:

We are transmitting the following documents to your court:

[X] Enclosed please find copies of **Notice of Appeal** and **Statement of Election to District Court** filed on 07/4/2007 and **Court Certificate of Mailing** in the above involuntary bankruptcy case.
in the above bankruptcy involuntary case.

[X] Enclosed please find the docket report and the copy of the order that is being appealed.

[] Enclosed please find the copies of pleadings in amended designation of record for an appeal that has been previously sent to the district court.

Please acknowledge receipt of the enclosed documents with the District Court case number on the copy of this letter and return it to U.S. Bankruptcy Court, San Francisco Division.

GLORIA L. FRANKLIN, Clerk
United States Bankruptcy Court

Dated: July 9, 2007

By: Quan Lu
Deputy Clerk

James H. Seymour SBC No. 48651
706 Cowper Street
Palo Alto, California 94301
Telephone: (650) 323-7226
Counsel for Petitioning Creditor
and Appellant
Jennifer M. Moore

E-Filing

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

In re

ALLIANCE FINANCIAL
CAPITAL HOLDINGS, INC.

Alleged Debtor.

No. 07-30030 TEC 7

Chapter 7
(Involuntary)

In re

RICHARD L. HATFIELD,

Alleged Debtor.

No. 07-30031 TEC 7

Chapter 7
(Involuntary)

MMC

**NOTICE OF APPEAL
OF DISMISSAL OF CASE NO. 07-30031**

1 Appellant, Jennifer M. Moore, a petitioning creditor in case number 07-30031 TEC
2 appeals under 28 U.S.C. sec. 158(a) from the order of the Honorable Thomas E. Carlson,
3 United States Bankruptcy Judge dismissing this case which was entered in this
4 bankruptcy case on the 26th day of June 2007.

5 The names of all parties to the order of dismissal from which this appeal is taken
6 and the names, addresses, and telephone numbers of their respective attorneys are as
7 follows:

8 Jennifer M. Moore, Appellant and Petitioning Creditor - Counsel - James H.
9 Seymour, 706 Cowper Street, Palo Alto, California 94301. Telephone: (650) 323-7226.

10 Richard L. Hatfield, Alleged Debtor - Counsel - Iain A. Macdonald, Law Offices
11 of Macdonald & Associates, 2 Embarcadero Center, Suite 1670, San Francisco, California
12 94111-3930. Telephone: (415) 362-0449.

13 First Trust Corporation fbo Richard L. Spees, First Trust Corporation fbo J.D.
14 Erickson, and George Rnjak, Petitioning Creditors - Counsel - Michael D. Cooper,
15 Wendel, Rosen, Black & Dean LLP, 1111 Broadway, 24th Floor Oakland, California
16 94607-4036. Telephone: (510) 834-6600.

17 Carey & Carey A Law Corporation, Petitioning Creditor - Counsel - Robert E.
18 Carey, Jr., Post Office Box 1040, Palo Alto, California 94302-1040. Telephone: (650)
19 328-5510.

20 Ricardo C. Saria, Petitioning Creditor - *In Propria Persona* - Post Office Box 1738,
21 Palo Alto, California 94302-1738.

22 David Fenton, Jacqueline Fenton, and Jacqueline Jackson, Creditors - Counsel
23 Chris D. Kuhner, Kornfield, Paul & Nyberg, P.C., 1999 Harrison Street, Suite 2675,
24 Oakland, CA 94612-4722. Telephone: (510) 763-1000.

25 Bank Of Stockton, Creditor - Dennis Hauser, Hauser & Mouzes Law Corp., Post
26 Office Box 1397, Woodbridge, California 95258-1397. Telephone: (209) 368-1368.

27 T. Dale and Mariann Sheldon, Creditors - Counsel - Michael St. James, St. James
28 Law, 155 Montgomery St., Suite 1004, San Francisco, California 94104.

1 eCAST Settlement Corporation, Creditor - Counsel - Gilbert B. Weisman, Becket
2 and Lee LLP, Post Office Box 3001, Malvern, Pennsylvania 19355-0701. Telephone:
3 (610) 644-7800.

4 Office of the United States Trustee, 235 Pine Street, Suite 700, San Francisco,
5 California 94104. Telephone: (415) 705-3333.

6 JAMES H. SEYMOUR

7
8 Dated: 4 July 2007

/s/ James H. Seymour
James H. Seymour
Counsel for Appellant and
Petitioning Creditor Jennifer Moore

1 James H. Seymour SBC No. 48651
706 Cowper Street
2 Palo Alto, California 94301
Telephone: (650) 323-7226
3 Counsel for Petitioning Creditor
and Appellant
4 Jennifer M. Moore

5 **E-Filing**

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7
8 UNITED STATES BANKRUPTCY COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 In re

11 ALLIANCE FINANCIAL
CAPITAL HOLDINGS, INC.

12 Alleged Debtor.
13

No. 07-30030 TEC 7

Chapter 7
(Involuntary)

14 In re

15 RICHARD L. HATFIELD,
16

17 Alleged Debtor.
18
19

No. 07-30031 TEC 7

Chapter 7
(Involuntary)

MMC

20 **ELECTION BY APPELLANT TO HAVE APPEAL IN CASE NO. 07-30031**
21 **HEARD BY DISTRICT COURT**
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1 Appellant, Jennifer M. Moore, hereby elects, pursuant to 28 U.S.C. sec.
2 158(c)(1)(A) and rule 8001(e), F.R. Bankr. Proc., to have the appeal of the order of
3 dismissal in case number 07-30031 TEC heard by the United States District Court for the
4 Northern District of California.

5 JAMES H. SEYMOUR

6
7 Dated: 4 July 2007

/s/ James H. Seymour
James H. Seymour
Counsel for Appellant and
Petitioning Creditor Jennifer Moore

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

FILED
JUL - 9 2007

UNITED STATES BANKRUPTCY COURT
SAN FRANCISCO, CA

In re

Case No. 07-30031 TEC 7

Richard L. Hatfield

E-Filing
Debtor

C 07
Chapter

3715

MMC

COURT CERTIFICATE OF MAILING

I, the undersigned, a regularly appointed and qualified clerk in the office of the Bankruptcy Judge of the United States Bankruptcy Court from the Northern district of California, at San Francisco do hereby certify:

That I, in the performance of my duties as such clerk, served a copy of **Notice of Appeal and Statement of Election to District Court** by depositing it in the regular mail at San Francisco, California, on the date shown below, in a sealed envelope, addresses as listed below:

United States Trustee
235 Pine St. #700
San Francisco, CA 94104

Ricardo C. Saria
P.O. Box 1738
Palo Alto, CA 94302-1738

United States District Court
450 Golden Gate Avenue
P. O. Box 36060
San Francisco, CA 94102-3489

Dennis Hauser
Hauser & Mouzes Law Corp.
PO Box 1397
Woodbridge CA 95258-1397

Iain A. Macdonald
Law Offices of Macdonald and Assoc.
2 Embarcadero Center #1670
San Francisco, CA 94111-3930

Chris D. Kuhner
Kornfield, Paul and Nyberg
1999 Harrison St. #2675
Oakland, CA 94612

Michael D. Cooper
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1111 Broadway 24th Fl.
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Palo Alto, CA 94301

Michael St. James
St. James Law
155 Montgomery St. #1004
San Francisco, CA 94104

Robert E. Carey
PO Box 1040
Palo Alto, CA 94302-1040

Date: 7/9/2007

Deputy Clerk: Quan Lu

Entered on Docket

June 26, 2007

GLORIA L. FRANKLIN, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

Michael D. Cooper (Bar No. 42761)

Daniel Rapaport (Bar No. 67217)

Elizabeth Berke-Dreyfuss (Bar No. 11465) Signed and Filed: June 26, 2007

WENDEL, ROSEN, BLACK & DEAN LLP

1111 Broadway, 24th Floor

Oakland, CA 94607-4036

Telephone: (510) 834-6600

Fax: (510) 834-1928

Email: mcooper@wendel.com

E-Filing

THOMAS E. CARLSON
U.S. Bankruptcy JudgeAttorneys for Petitioning Creditors
First Trust Corporation fbo Richard L. Spees,
First Trust Corporation fbo J.D. Erickson, and
George Rnjak

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

MMC**C 07 3715**

In Re

Case No. 07-30030 TEC
Chapter 7 (Involuntary)ALLIANCE FINANCIAL CAPITAL
HOLDINGS, INC.,

Debtor.



In Re

Case No. 07-30031 TEC
Chapter 7 (Involuntary)

RICHARD L. HATFIELD,

Debtor.

**ORDER GRANTING PETITIONING
CREDITORS' MOTIONS TO DISMISS
INVOLUNTARY PETITIONS IN CASES
NOS. 07-30030 AND 07-30031****UNITED STATES BANKRUPTCY COURT**
Northern District of CaliforniaI certify that this is a true, correct and full copy
of the original document on file in my custody.Dated July 9, 2007by [Signature]
Deputy ClerkDate: June 22 2007
Time: 10:00 a.m.
Place: 235 Pine Street, 23rd Floor
San Francisco, CA

Petitioning Creditors' Motions to Dismiss Involuntary Petitions on Consent of Petitioning Creditors and Debtors ("Motions"), filed in Cases Nos. 07-30030 and 07-30031, came on regularly for hearing on June 22, 2007. Michael Cooper, Esq., of Wendel, Rosen, Black & Dean, LLP, appeared on behalf of the Petitioning Creditors; Iain A. MacDonald, Esq. appeared on

1 behalf of the alleged debtors, Richard L. Hatfield and Alliance Financial Capital Holdings, Inc.;
2 Michael St. James, Esq. appeared on behalf of T. Dale and Mariann Sheldon; James H. Seymour,
3 Esq. appeared on behalf of Jennifer M. Moore; Dennis Hauser, Esq. of Hauser & Mouzes
4 appeared on behalf of the Bank of Stockton, and such other appearances were made as may have
5 been noted in the record. Based upon the pleadings filed herein, and the argument of counsel, and
6 for the reasons stated on the record in open Court, which reasons shall constitute the Court's
7 findings of fact and conclusions of law pursuant to Rule 52 of the Federal Rules of Civil
8 Procedure, made applicable to this proceeding pursuant to Rules 1017(f), 7052, 9014(c) of the
9 Federal Rules of Bankruptcy Procedure, and for good cause shown,

10 IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

- 11 1. Notice of the hearing on the Motions was proper under the circumstances of the
12 case;
- 13 2. The Motions are granted in their entirety;
- 14 3. The Involuntary Petitions in Cases Nos. 07-30030 and 07-30031 are hereby
15 dismissed pursuant to the provisions of Bankruptcy Code Section 305(a)(1).

16 **Certificate of Service, Docket No. 45**

17 **** End of Order****

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28

COURT SERVICE LIST

Iain A. Macdonald
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2 Embarcadero Center #1670
San Francisco, CA 94111-3930

Attorneys for Richard L. Hatfield

Michael St. James
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San Francisco, CA 94104

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Palo Alto, CA 94301

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Attorneys for Bank of Stockton

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Attorneys for Petitioning Creditors

Office of the U.S. Trustee
U.S. Dept. of Justice
235 Pine Street, Suite 700
San Francisco, CA 94104

United States Trustee

Wendel, Rosen, Black & Dean LLP
1111 Broadway, 24th Floor
Oakland, CA 94607-4036

DISMISSED, APPEAL

E-Filing

**U.S. Bankruptcy Court
Northern District of California (San Francisco)
Bankruptcy Petition #: 07-30031
Internal Use Only**

Assigned to: Judge Thomas E. Carlson
Chapter 7
Involuntary
No asset

11 C 07

Date Filed: 01/09/2007
Date Dismissed: 06/26/2007

MMC

3715

Debtor

Richard L. Hatfield
32 Echo Lane
Redwood City, CA 94062
SSN: 478-76-7605

represented by **Iain A. Macdonald**

Law Offices of Macdonald and Assoc.
2 Embarcadero Center #1670
San Francisco, CA 94111-3930
(415) 362-0449
Email: mac@macdonaldlawsf.com

Petitioning Creditor

First Trust Corporation FBO Richard L. Spees
6933 Wilton Drive
Oakland, CA 94611
Tax id: 84-0519832

represented by **Elizabeth Berke-Dreyfuss**

Wendel, Rosen, Black and Dean
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Oakland, CA 94604-2047
(510) 834-6600
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Petitioning Creditor

First Trust Corporation FBO J.D. Erickson
46 Oak Trail Court
Alamo, CA 94507
Tax id: 84-0519832

represented by **Elizabeth Berke-Dreyfuss**

(See above for address)

Michael D. Cooper

(See above for address)

Petitioning Creditor

George Rnjak
3920 Heathfield Place
Santa Rosa, CA 95404
SSN: 545-45-5826

represented by **Elizabeth Berke-Dreyfuss**

(See above for address)

Michael D. Cooper

(See above for address)

Petitioning Creditor

Jennifer M. Moore
355 North Wolfe Rd. #531
Sunnyvale, CA 94085

represented by **James H. Seymour**

Law Offices of James H. Seymour
706 Cowper St.
Palo Alto, CA 94301
(650) 323-7226
Email: jseymourlaw@yahoo.com



**UNITED STATES BANKRUPTCY COURT
Northern District of California**

**I certify that this is a true, correct and full copy
of the original document on file in my custody.**

Dated July 9, 2007
by Chuan Lu
Deputy Clerk

Petitioning Creditor

Carey & Carey
706 Cowper St.
Palo Alto, CA 94301

Petitioning Creditor**Ricardo C. Saria**

P.O. Box 1738

Palo Alto, CA 94302-1738

U.S. Trustee**Office of the U.S. Trustee / SF**

Office of the U.S. Trustee

235 Pine Street

Suite 700

San Francisco, CA 94104

(415) 705-3333

Filing Date	#	Docket Text
01/09/2007	<u>1</u>	Chapter 7 Involuntary Petition. Fee Amount \$299. Filed by Petitioning Creditor (s) First Trust Corporation FBO Richard L. Spees (attorney Michael D. Cooper), First Trust Corporation FBO J.D. Erickson (attorney Michael D. Cooper), George Rnjak (attorney Michael D. Cooper) (Cooper, Michael) (Entered: 01/09/2007)
01/09/2007		Receipt of filing fee for Involuntary Petition (Chapter 7)(07-30031) [misc,invol7] (299.00). Receipt number 3896266, amount \$ 299.00 (U.S. Treasury) (Entered: 01/09/2007)
01/09/2007	<u>2</u>	Document: <i>Summons to Debtor in Involuntary Case (To Be Issued)</i> . (RE: related document(s) <u>1</u> Involuntary Petition (Chapter 7), Involuntary Petition (Chapter 7)). Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Cooper, Michael) (Entered: 01/09/2007)
01/11/2007		**COURT ENTRY** As In the Related Case #07-30030, Two of Petitioning Creditors' Names On The System Do Not Match Those On The Pdf. Court Contacted Attorney's Office and Was Told That Attorney Prefers The Way The Names Were Entered. Court Will Prepare The Standardized "Sommons and Notice of Status Conference In Involuntary Case". (RE: related document(s) <u>1</u> Involuntary Petition (Chapter 7), <u>2</u> Document,). (ql,) (Entered: 01/11/2007)
01/11/2007	<u>3</u>	Order Transferring Case (RE: related document(s) <u>1</u> Involuntary Petition (Chapter 7)) filed by Petitioning Creditor First Trust Corporation FBO Richard L. Spees, Petitioning Creditor First Trust Corporation FBO J.D. Erickson, Petitioning Creditor George Rnjak, Debtor Richard L. Hatfield). (ql,) (Entered: 01/11/2007)
01/11/2007	<u>4</u>	Judge Thomas E. Carlson added to case. Involvement of Judge Dennis Montali Terminated . (ql,) (Entered: 01/11/2007)
01/11/2007	<u>5</u>	Involuntary Summons and Notice To Debtor Of Status Conference In Voluntary Case Issued on Richard L. Hatfield . (ql,) (Entered: 01/11/2007)
01/11/2007	<u>5</u>	Hearing Set On (RE: related document(s) <u>5</u> Involuntary Summons Issued). Status Conference to be held on 1/22/2007 at 09:30 AM at San Francisco Courtroom 23 - Carlson. (ql,) (Entered: 01/11/2007)
01/12/2007	<u>6</u>	Summons Service Executed in an Involuntary Case on Richard L. Hatfield 1/12/2007, Answer Due 02/01/2007 Filed by First Trust Corporation FBO J.D. Erickson ; First Trust Corporation FBO Richard L. Spees ; George Rnjak (Cooper, Michael) (Entered: 01/12/2007)
01/13/2007	<u>7</u>	BNC Certificate of Mailing - Reassignment of Case. (RE: related document(s) <u>4</u> Case Reassignment). Service Date 01/13/2007. (Admin.) (Entered: 01/13/2007)

01/13/2007 8 BNC Certificate of Mailing (RE: related document(s)3 Order,). Service Date 01/13/2007. (Admin.) (Entered: 01/13/2007)

01/18/2007 9 Notice of Appearance and Request for Notice by Michael St. James Filed by Creditor T. Dale & Mariann Sheldon (Attachments: # 1 Certificate of Service) (St. James, Michael) (Entered: 01/18/2007)

01/19/2007 10 Notice of Appearance and Request for Notice by Raymond A. Policar Filed by Creditor Bank Of Stockton (Attachments: # 1 Certificate of Service) (Policar, Raymond) (Entered: 01/19/2007)

01/22/2007 Courtroom Hearing Continued (gh,) (Entered: 01/22/2007)

01/26/2007 Courtroom Hearing Continued (gh,) (Entered: 01/26/2007)

01/29/2007 11 Adversary case 07-03011. 01 (Determination of removed claim or cause), 14 (Recovery of money/property - other), 31 (Approval of sale of property of estate and of a co-owner - 363(h)) ,02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)) Complaint by Jennifer M. Moore , Alliance Financial Capital, Inc., et al against Richard L. Hatfield , Alliance Financial Capital Holdings, Inc. , Jennifer M. Moore, et al . Notice of removal of previously consolidated actions(From Superior Court, State of California, County of San Mateo. Fee Amount \$250 . (ac,) (Entered: 01/29/2007)

01/29/2007 12 Request for Notice Filed by Creditor Jacqueline Jackson (Kuhner, Chris) (Entered: 01/29/2007)

01/29/2007 13 Request for Notice Filed by Creditor David and Jacqueline Fenton (Kuhner, Chris) (Entered: 01/29/2007)

02/01/2007 14 Answer to Complaint by *Alleged Debtor* Filed by Richard L. Hatfield. (Attachments: # 1 Certificate of Service to Answer to Involuntary Petition) (Macdonald, Iain) ****THIS IS AN ANSWER TO INVOLUNTARY PETITION. **** Modified on 2/2/2007 (ql,). (Entered: 02/01/2007)

02/02/2007 **ERROR** Wrong Event Code Selected, So The Docket Reflects "Answer to Complaint" Which Is Incorrect. Attorney Should Use "Answer" Under "Bankruptcy" And Click "Involuntary Answer". (RE: related document(s)14 Answer to Complaint). (ql,) (Entered: 02/02/2007)

02/02/2007 Courtroom Hearing Held (Court to do order.)(gh,) (Entered: 02/02/2007)

02/02/2007 15 Order Suspending Involuntary Bankruptcy Proceedings (RE: related document(s)1 Involuntary Petition (Chapter 7) filed by Petitioning Creditor First Trust Corporation FBO Richard L. Spees, Petitioning Creditor First Trust Corporation FBO J.D. Erickson, Petitioning Creditor George Rnjak). (ql,) (Entered: 02/02/2007)

02/02/2007 Hearing Set On (RE: related document(s)15 Order). Status Conference to be held on 2/12/2007 at 10:00 AM at San Francisco Courtroom 23 - Carlson. (ql,) (Entered: 02/02/2007)

02/04/2007 16 BNC Certificate of Mailing (RE: related document(s)15 Order,). Service Date 02/04/2007. (Admin.) (Entered: 02/04/2007)

02/07/2007 17 Request for Notice Filed by Creditor eCAST Settlement Corporation. (Weisman, Gilbert) (Entered: 02/07/2007)

02/12/2007 Courtroom Hearing Continued (Can be moved by parties.)(gh,) (Entered: 02/12/2007)

02/12/2007 18 Order Setting Continued Status Conference. . (ql,) (Entered: 02/12/2007)

02/14/2007 19 BNC Certificate of Mailing (RE: related document(s)18 Order for Status Conference). Service Date 02/14/2007. (Admin.) (Entered: 02/14/2007)

02/22/2007 20 Status Conference Statement (RE: related document(s)18 Order for Status Conference). Filed by Creditor Jennifer M. Moore (Seymour, James) (Entered: 02/22/2007)

02/26/2007 3 Hearing Continued . (Status Conference to be heard on 3/12/07 at 11:30 AM). (gh,) (Entered: 02/26/2007)

02/27/2007 21 Order Continuing Suspension of Proceedings and Setting Continued Status Conference. (RE: related document(s)1 Involuntary Petition (Chapter 7)). Status Conference to be held on 3/9/2007 at 9:30 AM San Francisco Courtroom 23 - Carlson for [], (ql,) (Entered: 02/27/2007)

03/01/2007 22 BNC Certificate of Mailing (RE: related document(s)21 Order to Continued Hearing,). Service Date 03/01/2007. (Admin.) (Entered: 03/02/2007)

03/02/2007 23 Order Correcting Time and Date Of Continued Status Conference(RE: related document(s)21 Order to Continued Hearing, Hearing Set). Status Conference to be held on 3/12/2007 at 11:30 AM San Francisco Courtroom 23 - Carlson for [], (ql,) (Entered: 03/02/2007)

03/04/2007 24 BNC Certificate of Mailing (RE: related document(s)23 Order to Continued Hearing). Service Date 03/04/2007. (Admin.) (Entered: 03/04/2007)

03/08/2007 25 Status Conference Statement (RE: related document(s)23 Order to Continued Hearing). Filed by Creditor Jennifer M. Moore (Attachments: # 1 Exhibit Ex A - Proposed Settlement Terms) (Seymour, James) (Entered: 03/08/2007)

03/12/2007 3 Courtroom Hearing Continued (Court to do order.)(gh,) (Entered: 03/12/2007)

03/13/2007 26 Amended Order Continuing Suspension of Proceedings and Setting Continued Status Conference. (RE: related document(s)23 Order to Continued Hearing, Hearing Set). Status Conference to be held on 5/11/2007 at 11:00 AM San Francisco Courtroom 23 - Carlson for [], (ql,) (Entered: 03/13/2007)

03/15/2007 27 BNC Certificate of Mailing (RE: related document(s)26 Order to Continued Hearing,). Service Date 03/15/2007. (Admin.) (Entered: 03/15/2007)

03/29/2007 3 Disposition of Adversary 07-3011. (ac,) (Entered: 03/29/2007)

03/29/2007 3 Adversary Case Closed 07-3011. (ac,) (Entered: 03/29/2007)

05/08/2007 28 Notice of Continued Hearing of *Status Conference* (RE: related document(s)26 Amended Order Continuing Suspension of Proceedings and Setting Continued Status Conference. (RE: related document(s)23 Order to Continued Hearing, Hearing Set). Status Conference to be held on 5/11/2007 at 11:00 AM San Francisco Courtroom 23 - Carlson for [], (ql,)). Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Certificate of Service) (Cooper, Michael) (Entered: 05/08/2007)

05/09/2007 3 Hearing Continued (RE: related document(s)28 Notice of Continued Hearing, Hearing Set). Status Conference to be held on 5/18/2007 at 11:00 AM San Francisco Courtroom 23 - Carlson for [], (ql,) (Entered: 05/09/2007)

05/09/2007 3 ****ERROR**** Continued Status Conference Not Updated. Court Corrected. (RE: related document(s)28 Notice of Continued Hearing). (ql,) (Entered: 05/09/2007)

- 05/09/2007 29 Order Continuing Status Conference (RE: related document(s)28 Notice of Continued Hearing filed by Petitioning Creditor First Trust Corporation FBO Richard L. Spees, Petitioning Creditor First Trust Corporation FBO J.D. Erickson, Petitioning Creditor George Rnjak). (ql,) (Entered: 05/09/2007)
- 05/11/2007 30 BNC Certificate of Mailing (RE: related document(s)29 Order,). Service Date 05/11/2007. (Admin.) (Entered: 05/11/2007)
- 05/18/2007 Courtroom Hearing Continued (RE: Hearing Set - related document(s) []) (Continued to 6/22/2007 10:30 AM at San Francisco Courtroom 23 - Carlson) (gh,) (Entered: 05/18/2007)
- 05/25/2007 31 Motion to Dismiss/Withdraw Document *Involuntary Petitions* Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Exhibit A# 2 Declaration of Richard Hatfield# 3 Declaration of Michael Cooper# 4 Certificate of Service) (Cooper, Michael) (Entered: 05/25/2007)
- 05/25/2007 32 Notice of Hearing (RE: related document(s)31 Motion to Dismiss/Withdraw Document *Involuntary Petitions* Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Exhibit A# (2) Declaration of Richard Hatfield# (3) Declaration of Michael Cooper# (4) Certificate of Service) (Cooper, Michael)). Hearing scheduled for 6/22/2007 at 10:30 AM at San Francisco Courtroom 23 - Carlson. Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Certificate of Service) (Cooper, Michael) (Entered: 05/25/2007)
- 05/26/2007 33 Motion *To Terminate Suspension of Case* Filed by Creditor Jennifer M. Moore (Attachments: # 1 Memorandum of Points and Authorities # 2 Declaration) (Seymour, James) (Entered: 05/26/2007)
- 05/26/2007 34 Notice of Hearing *Motion to Terminate Suspension of Case* (RE: related document(s)33 Motion *To Terminate Suspension of Case* Filed by Creditor Jennifer M. Moore (Attachments: # (1) Memorandum of Points and Authorities # (2) Declaration) (Seymour, James)). Hearing scheduled for 6/22/2007 at 10:30 AM at San Francisco Courtroom 23 - Carlson. Filed by Creditor Jennifer M. Moore (Seymour, James) (Entered: 05/26/2007)
- 06/08/2007 35 Brief/Memorandum in Opposition to *Motion to Terminate Suspension of Case No. 07-30031* (RE: related document(s)33 Motion Miscellaneous Relief). Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Declaration of Richard L. Hatfield# 2 Certificate of Service) (Cooper, Michael) (Entered: 06/08/2007)
- 06/08/2007 36 Declaration of Elizabeth Berke-Dreyfuss in Support of (RE: related document(s)35 Opposition Brief/Memorandum,). Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Exhibit A# 2 Exhibit B# 3 Exhibit C# 4 Exhibit D# 5 Exhibit E) (Cooper, Michael) (Entered: 06/08/2007)
- 06/08/2007 37 Objection to Declaration of James Seymour filed in support of *Motion to Terminate Suspension of Case No. 07-30031* (RE: related document(s)33 Motion Miscellaneous Relief). Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Certificate of Service) (Cooper, Michael) (Entered: 06/08/2007)
- 06/14/2007 38 Document: *Errata*. (RE: related document(s)35 Opposition Brief/Memorandum,). Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Certificate of Service) (Berke-Dreyfuss, Elizabeth) (Entered: 06/14/2007)

- 06/15/2007 39 Joinder in *Involuntary Petition* (RE: related document(s)1 *Involuntary Petition* (Chapter 7), *Involuntary Petition* (Chapter 7)). Filed by Creditor Jennifer M. Moore (Seymour, James) (Entered: 06/15/2007)
- 06/15/2007 40 Joinder in *Involuntary Petition* (RE: related document(s)1 *Involuntary Petition* (Chapter 7), *Involuntary Petition* (Chapter 7)). Filed by Creditor Carey & Carey (Seymour, James) (Entered: 06/15/2007)
- 06/15/2007 41 Joinder in *Involuntary Petition* (RE: related document(s)1 *Involuntary Petition* (Chapter 7), *Involuntary Petition* (Chapter 7)). Filed by Creditor Ricardo C. Saria (Seymour, James) (Entered: 06/15/2007)
- 06/15/2007 42 Brief/Memorandum in Opposition to *Motion to Dismiss Involuntary Petitions* (RE: related document(s)31 *Motion to Dismiss/Withdraw Document*,). Filed by Creditor Jennifer M. Moore (Seymour, James) (Entered: 06/15/2007)
- 06/15/2007 43 Opposition Declaration of James H. Seymour in in Opposition to Motion to Dismiss Involuntary Petitions of *Petitioning Creditors* (RE: related document(s)42 *Opposition Brief/Memorandum*). Filed by Creditor Jennifer M. Moore (Attachments: # 1 Exhibit Ex A# 2 Exhibit Ex. B# 3 Exhibit Ex. C# 4 Exhibit Ex. D# 5 Exhibit Ex. E# 6 Exhibit Ex. F# 7 Exhibit Ex. G# 8 Exhibit Ex. H) (Seymour, James) (Entered: 06/15/2007)
- 06/18/2007 **CORRECTIVE ENTRY** Court Corrected The Party Roles From "Creditors" To "Petitioning Creditors" and Corrected Their Addresses Per Pdf. (RE: related document(s)40 Joinder, 39 Joinder, 41 Joinder). (ql,) (Entered: 06/18/2007)
- 06/19/2007 44 Objection by *Petitioning Creditors to Declaration of James H. Seymour in Opposition to Motion to Dismiss Involuntary Petition* (RE: related document(s)42 *Opposition Brief/Memorandum*, 43 *Declaration*,). Filed by Petitioning Creditors First Trust Corporation FBO J.D. Erickson, First Trust Corporation FBO Richard L. Spees, George Rnjak (Attachments: # 1 Certificate of Service) (Berke-Dreyfuss, Elizabeth) (Entered: 06/19/2007)
- 06/22/2007 Courtroom Hearing Held (RE: Motion to Dismiss/Withdraw Document - related document(s) 31) (Motion is granted, order to be uploaded.)(gh,) (Entered: 06/22/2007)
- 06/22/2007 45 Certificate of Service to [Proposed] *Order Granting Petitioning Creditors' Motions to Dismiss Involuntary Petitions in Cases Nos. 07-30030 and 07-30031* (Cooper, Michael) (Entered: 06/22/2007)
- 06/26/2007 46 Order Granting Petitioning Creditors' Motion to Dismiss Involuntary Petition. (Related Doc # 31) (ql,) (Entered: 06/26/2007)
- 06/28/2007 47 BNC Certificate of Mailing (RE: related document(s)46 *Order on Application to Dismiss/Withdraw Document*). Service Date 06/28/2007. (Admin.) (Entered: 06/28/2007)
- 07/04/2007 48 Notice of Appeal to District Court of *Order of Dismissal*, Fee Amount \$ 255. (RE: related document(s)46 *Order on Application to Dismiss/Withdraw Document*). Appellant Designation due by 7/16/2007. Transmission to District Court due by 8/3/2007. Filed by Petitioning Creditor Jennifer M. Moore (Seymour, James) (Entered: 07/04/2007)
- 07/04/2007 49 Statement of Election to District Court, *Appeal* (RE: related document(s)48 *Notice of Appeal*, filed by Petitioning Creditor Jennifer M. Moore). Filed by Petitioning Creditor Jennifer M. Moore (Seymour, James) (Entered: 07/04/2007)
- 07/05/2007 Receipt of Appeal Filing Fee. Amount 255.00 from James H. Seymour. Receipt Number 30043563. (ql) (Entered: 07/05/2007)

07/09/2007 50 Courts Certificate of Mailing. Number of notices mailed: 11 (RE: related document(s)49 Statement of Election on Appeal, 48 Notice of Appeal,). (ql,) (Entered: 07/09/2007)

07/09/2007 51 Transmission of Appeal To District Cour . (RE: related document(s)48 Notice of Appeal, 49 Statement of Election on Appeal). (ql,) (Entered: 07/09/2007)